

West Boylston, West Brookfield, and the city of Worcester, in the county of Worcester, and the towns of Brimfield, Holland and Wales, in the county of Hampden, shall form one district, to be called district number ten.

District No.  
Eleven.

*Number Eleven.* All the towns in the county of Franklin, all the towns in the county of Hampshire, the city of Holyoke, in the county of Hampden, the towns of Ashburnham, Athol, Dana, Gardner, Hubbardston, Leominster, Petersham, Phillipston, Royalston, Templeton, Westminster, Winchendon, and the city of Fitchburg, in the county of Worcester, shall form one district, to be called

District No.  
Twelve.

district number eleven. *Number Twelve.* All the towns in the county of Berkshire, the towns of Agawam, Blandford, Chester, Chicopee, Granville, Hampden, Longmeadow, Ludlow, Monson, Montgomery, Palmer, Russell, Southwick, Tolland, Westfield, West Springfield, Wilbraham, and the city of Springfield, in the county of Hampden, shall form one district, to be called district number twelve.

Repeal.

SECTION 3. All acts inconsistent herewith are repealed. This act shall take effect upon its passage.

*Approved May 25, 1882.*

**Chap. 254** AN ACT TO CONFIRM THE PROCEEDINGS OF THE TOWN MEETING OF THE TOWN OF HOPKINTON.

*Be it enacted, etc., as follows:*

Proceedings of  
town meeting  
confirmed.

SECTION 1. The proceedings of the town meeting of the town of Hopkinton, held on the twenty-fourth day of April in the year eighteen hundred and eighty-two, shall not be invalid by reason of failure to notify and hold said meeting in accordance with the by-laws of said town.

SECTION 2. This act shall take effect upon its passage.

*Approved May 25, 1882.*

**Chap. 255** AN ACT AUTHORIZING TOWNS AND CITIES TO PROVIDE FOR THE PRESERVATION AND REPRODUCTION OF FORESTS.

*Be it enacted, etc., as follows:*

Preservation  
and culture of  
forest trees  
by cities and  
towns.

SECTION 1. The voters of any town, at a meeting legally called for the purpose, and the city council of any city, may, for the purpose of devoting a portion of the territory of such town or city to the preservation, reproduction and culture of forest trees for the sake of the wood and timber thereon, or for the preservation of the water supply of such town or city, take or purchase any land within the limits of such town or city, may make

appropriations of money for such taking or purchase, may receive donations of money or land for the said purposes, and may make a public domain of the land so devoted, subject to the regulations hereinafter prescribed. The title of all lands so taken, purchased or received shall vest in the Commonwealth, and shall be held in perpetuity for the benefit of the town or city in which such land is situated.

SECTION 2. A town or city taking land under this act shall, within sixty days after such taking, file and cause to be recorded in the registry of deeds for the county or district in which the land is situated a description thereof sufficiently accurate for identifying the same. In case such town or city and the owner of such land do not agree upon the damage occasioned by such taking, such damage shall be ascertained and determined in the manner provided in case of the taking of land for a highway in such town or city, and such town or city shall thereupon pay such sums as may finally be determined to be due.

Description of the land taken to be recorded in the registry of deeds.

SECTION 3. The state board of agriculture shall act as a board of forestry, without pay, except for necessary travelling expenses, and shall have the supervision and management of all such public domains, and shall make all necessary regulations for their care and use and for the increase and preservation of the timber, wood and undergrowth thereon, and for the planting and cultivating of trees therein. The said board shall appoint one or more persons, to be called keepers, to have charge, subject to its direction, of each such public domain, enforce its regulations and perform such labor thereon as said board shall require; and said keepers shall have the same power to protect such domain from injury and trespass, and to keep the peace therein as constables and police officers in towns.

Board of forestry to serve without pay; to appoint keepers.

SECTION 4. Said board may lease any building that may be on any such public domain on such terms as it shall deem expedient. All sums which may be derived from rents and from the sale of the products of any such domain shall be paid to said board and shall be applied by it, so far as necessary, to the management, care, cultivation and improvement of such domain; and any surplus remaining in any year shall be paid over to the city or town in which such domain is situated. Said board shall not, however, expend upon or on account of any such public domain in any year a greater amount than it receives as aforesaid.

May lease buildings on land.

Proceeds of sale of products to be paid to board.

SECTION 5. A city or town in which any such public

Buildings for

instruction and recreation may be built.

domain is situated may erect thereon any building for public instruction or recreation, provided that such use thereof is not in the judgment of said board inconsistent with the purposes expressed in section one.

No land to be taken, etc., until appropriation is made.

SECTION 6. No land shall be taken or purchased, no building shall be erected on any such domain, and no expenditures shall be authorized or made, or liability be incurred under this act by any city or town until an appropriation sufficient to cover the estimated expense thereof shall in a town have been made by a vote of two-thirds of the legal voters of such town present and voting in a legal town meeting called for the purpose, or in a city by a vote of two-thirds of each branch of the city council of such city; such expenditures shall in no case exceed the appropriations made therefor, and all contracts made for expenditures beyond the amount of such appropriations shall be void; and all expenditures under this act shall be subject to the laws of this Commonwealth limiting municipal indebtedness.

Bonds may be issued for expenses incurred.

SECTION 7. For the purpose of defraying the expenses incurred under the provisions of this act, any town or the city council of any city may issue from time to time, and to an amount not exceeding the sum actually expended for the taking or purchase of lands for such public domain, bonds or certificates of debt, to be denominated on the face thereof the "Public Domain Loan," and to bear interest at such rates and to be payable at such times as such town or city council may determine; and for the redemption of such loan such town or city council shall establish a sinking fund, sufficient, with the accumulating interest, to provide for the payment of such loan at maturity. All amounts received on account of such public domain shall be paid into such sinking fund until such fund shall amount to a sum sufficient, with its accumulations, to pay at maturity the bonds for the security of which the fund was established.

Sinking fund.

SECTION 8. This act shall take effect upon its passage.

*Approved May 25, 1882.*

*Chap. 256* AN ACT FOR THE PRESERVATION OF BOSTON HARBOR AND OF THE PUBLIC HEALTH IN THE CITY OF BOSTON.

*Be it enacted, etc., as follows:*

Sewage not to be discharged near Calf Pasture in Dorchester Bay.

SECTION 1. No part of the contents of the main sewer now or hereafter to be constructed running south-easterly from the direction of Charles River in the city of Boston